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In re Application of
MATE, et al.
U.S. Application No.: 10/030,207
PCT No.: PCT/IB00/00962
Int. Filing Date: 03 July 2000
Priority Date: 02 July 1999
Attorney Docket No.: NOK-I14-00015
For: METHOD AND SYSTEM FOR DATA
RECEPTION ACKNOWLEDGMENT

DECISION ON RENEWED
PETITION UNDER
37 CFR 1.47(a)

This decision is in response to applicant's "Request For Reconsideration of Petition Under 37 C.F.R. 1.47(a)" filed 10 July 2003 in the United States Patent and Trademark Office (USPTO).

BACKGROUND

On 10 March 2003, applicant was mailed a decision dismissing applicant's petition under 37 CFR 1.47(a). Applicant was afforded two months to file any request for reconsideration and advised that this period could be extended pursuant to 37 CFR 1.136(a).

On 10 July 2003, applicant filed the present renewed petition accompanied by a declaration executed by inventor Amit MATE and a petition for a two month extension of time and payment of the appropriate extension fee. With the filing of the petition and payment of the extension fee, the response is considered timely filed.

DISCUSSION

Applicant has provided a declaration executed by the previously non-signing inventor, Amit Mate. Thus, the renewed petition under 37 CFR 1.47(a) is dismissed as moot. However, an examination of the filed declaration finds that it does not comply with 37 CFR 1.497(a)-(b). Specifically, 37 CFR 1.497(a)(3) states that a filed declaration must identify each inventor and the country of citizenship of each inventor. The present declaration does not identify the co-inventor, Mikko Rinne nor provide either of the inventor's residence, post office or citizenship information. (Applicant is also advised of the requirements of 37 CFR 1.63-1.68).

CONCLUSION

Applicant's petition under 37 CFR 1.47(a) is **DISMISSED as moot**.

Applicant is hereby afforded **TWO (2) MONTHS** from the mail date of this decision to file an oath or declaration in compliance with 37 CFR 1.497 (a)-(b) signed by co-inventor Amit MATE. No extensions of time will be permitted. Any response should include a cover letter entitled, "Response to Decision on Petition Under 37 CFR 1.47(a)." No additional petition fee is required.

Any further correspondence with respect to this matter should be directed to Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.



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